

**IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA**

DANA JENNINGS and JOSEPH A.
FURLONG, Individually and on Behalf of All
Others Similarly Situated,

Plaintiffs,

v.

CARVANA, LLC,

Defendant.

Case No. 5:21-cv-05400

Hon. Edward G. Smith

MOTION TO REMOVE INCORRECTLY FILED DOCUMENTS

Carvana, LLC (“Carvana”) respectfully requests that an order be granted to remove Docket Nos. 18-3 and 18-5 from the docket on the grounds that a portion of each document was incorrectly filed. Docket Nos. 18-3 and 18-5, Exhibits A and C to the Declaration of Robert C. Collins III, Dkt. No. 18-2, contain contact information and vehicle identification numbers that Carvana intended to redact consistent with Local Rule 5.1.3.

On January 28, 2022, Carvana filed amended Exhibits with redactions applied. *See* Dkt. No. 19.

Because a portion of the documents were inadvertently filed and were intended to be redacted instead, Carvana respectfully requests that Docket Nos. 18-3 and 18-5 be permanently deleted from the docket.

Dated: January 31, 2022

Respectfully submitted,

/s/ Eric Leon

Eric Leon, one of the Attorneys for
Carvana, LLC

Eric Leon (New York Bar No. 2626562) (Admitted *Pro Hac Vice*)

eric.leon@lw.com

Marc S. Werner (New York Bar No. 5301221) (Admitted *Pro Hac Vice*)

marc.werner@lw.com

LATHAM & WATKINS LLP

1271 Avenue of the Americas

New York, NY 10020

Telephone: (212) 906-1200

Facsimile: (212) 751-4864

Robert C. Collins III (Illinois Bar No. 6304674) (Admitted *Pro Hac Vice*)

robert.collins@lw.com

LATHAM & WATKINS LLP

330 North Wabash Avenue, Suite 2800

Chicago, IL 60611

Telephone: (312) 876-7700

Facsimile: (312) 993-9767

Paul G. Gagne (Pennsylvania ID No. 42009)

pgagne@kleinbard.com

KLEINBARD LLC

Three Logan Square

Philadelphia, PA 19103

Telephone: (215) 523-5302

CERTIFICATE OF SERVICE

I, Eric Leon, hereby certify that I caused a copy of the foregoing to be served on the parties listed below, via the Court's ECF system, on January 31, 2022.

Robert P. Cocco
ROBERT P. COCCO, P.C.
Pa. Id. No. 61907
1500 Walnut Street, Suite 900
Philadelphia, PA 19102
Telephone: (215) 351-0200
Email: bob.cocco@phillyconsumerlaw.com

Attorney for Plaintiffs

Dated: January 31, 2022

/s/ Eric Leon

Eric Leon, One of the Attorneys for
Carvana, LLC

Eric Leon
eric.leon@lw.com
LATHAM & WATKINS LLP
1271 Avenue of the Americas
New York, NY 10020